

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 16-1132

September Term, 2017

NLRB-21CA133781

NLRB-21CA133783

Filed On: July 3, 2018

Prime Healthcare Paradise Valley, LLC,

Petitioner

v.

National Labor Relations Board,

Respondent

Consolidated with 16-1173

BEFORE: Kavanaugh and Katsas, Circuit Judges; Sentelle, Senior Circuit Judge

ORDER

Upon consideration of the motion to remove from abeyance, to summarily grant the petition for review in part and to summarily deny the cross-application for enforcement in part, and for remand, and the response in support thereof, it is

ORDERED that the motion to remove from abeyance be granted. It is

FURTHER ORDERED that the petition for review in No. 16-1132 be granted and the cross-application for enforcement in No. 16-1173 be denied for the portion of the National Labor Relation Board's order governed by Epic Systems Corp. v. Lewis, 138 S. Ct. 1612 (2018). It is

FURTHER ORDERED that the remainder of the case be remanded for further proceedings before the Board.

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Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to issue the mandate forthwith to the agency.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy
Deputy Clerk